

REMARKS**I. Status of the Claims**

Claims 1-54 are currently pending. Of these, claims 1, 5, 15, 25, 31, 32, 33, 45, and 53 are independent. By this Amendment, claims 33 and 45 have been amended and claims 37 and 51 have been canceled without prejudice or disclaimer. Applicant believes that these changes introduce no new matter. Entry and consideration of this Amendment are respectfully requested.

II. Rejections under 35 U.S.C. § 103

The Examiner has raised the following new rejections under 35 U.S.C. § 103:

1. Claims 1-4 and 32 are rejected under 35 U.S.C. §103(a) as being allegedly unpatentable over U.S. Patent Application Publication No. 2004/0139049 to Hancock et al (“Hancock”) in view of U.S. Patent Application Publication No. 2002/0107985 to Hwang et al. (“Hwang”) and further in view of U.S. Patent Application No. 2003-0004747 to Kheiolomoom et al. (“Kheiolomoom”).
2. Claims 5-31, 41-42, 53-54 have been rejected under 35 U.S.C. §103(a) as being allegedly unpatentable over Hancock in view of Hwang, in view of Kheiolomoom and further in view of U.S. Patent Application Publication No. 2003/0061211 to Shultz et al. (“Shultz”).
3. Claims 33-34, 36-40, 43-49, 51-52 have been rejected under 35 U.S.C. §103(a) as being allegedly unpatentable over Hancock in view of Hwang.
4. Claims 35-50 have been rejected under 35 U.S.C. §103(a) as being allegedly unpatentable over Hancock in view of Hwang et al. and further in view of Kheiolomoom et al.

Withdrawal of these rejections is respectfully requested for at least the following reasons.

Independent claims 1, 5, 15, 25, 31, 32, 33, and 45 recite features involving search strategies. In particular, claims 1 and 32 recite “constructing a personal user profile of UDDI searching strategies of the user”. Also, claims 5, 15, 25, 31, and 53 include entering a

search handle that will be associated with a user's search strategy. Further, claims 33 and 45 have been amended to recite searching features. In the Office Action, the Examiner asserts that these personal profile and search handle features are disclosed by Hwang at paragraph [0066].

As previously pointed out to the Examiner, the nonprovisional filing date of Hwang is subsequent to the filing date of the instant application. However, Hwang claims priority to Provisional Application No. 60/228,182, filed on August 25, 2000. Accordingly, in order for Hwang to be applicable under 35 U.S.C. § 102(e), any disclosure of Hwang relied upon by the Examiner must be supported by Provisional Application No. 60/228,182.

Neither Hwang nor its corresponding provisional application discloses the personal user profile and search handle features of these claims. This is because Hwang does not involve searching. Rather, Hwang involves content delivery that is largely independent of user activity.

For instance, Hwang discloses content delivery according to a “push mode” and a “pull mode”. In the push mode, content is delivered to a mobile device without receiving a request from the mobile device to deliver the content. In the pull mode, content is delivered to a mobile device in response to a registration of the mobile device at a local server. However, in either of these modes, content is automatically delivered in a manner that does not involve searching.

Accordingly, these features of claims 1, 5, 15, 25, 31, 32, 33, 45, and 53 (and their respective dependent claims) are distinguishable from Hwang. In addition, these features are neither taught nor suggested by the other references applied by the Examiner. Thus, Applicant respectfully requests that the outstanding rejections be withdrawn.

CONCLUSION

Based on the foregoing amendments and remarks, Applicants respectfully request reconsideration and withdrawal of the rejection of claims and allowance of this application.

AUTHORIZATION

The Commissioner is hereby authorized to charge any additional fees which may be required for consideration of this Amendment to Deposit Account No. 13-4500, Order No. 4208-4008. A DUPLICATE OF THIS DOCUMENT IS ATTACHED.

In the event that an extension of time is required, or which may be required in addition to that requested in a petition for an extension of time, the Commissioner is requested to grant a petition for that extension of time which is required to make this response timely and is hereby authorized to charge any fee for such an extension of time or credit any overpayment for an extension of time to Deposit Account No 13-4500, Order No. 4208-4008. A DUPLICATE OF THIS DOCUMENT IS ATTACHED.

Respectfully submitted,
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